

**BOARD OF REGISTRATION IN PHARMACY**  
**MEETING MINUTES**  
**JULY 15, 2008**  
**239 CAUSEWAY STREET, ROOM 206**  
**BOSTON, MA 02114**

**Present:** Sophia Pasedis, R.Ph., Pharm.D., George Cayer, R.Ph., Kathy Fabiszewski, Ph.D., N.P., Donald Accetta, M.D., Michael Tocco, R.Ph., M.Ed., Marilyn Barron, MSW, Public Member, Stanley Walczyk, R.Ph.

**Absent:** James DeVita, R.Ph., Steven Budish, Public Member, William Gouveia, R.Ph., M.S., Joanne Trifone, R.Ph.

**Staff:** James D. Coffey, R.Ph., Dir., Margaret C. Cittadino, Assoc. Dir., Susan Manning, Counsel, Leo McKenna, R.Ph., Pharm.D., Quality Assurance Coordinator, Carolyn Reid, Admin. Asst., Samuel Penta, R.Ph., Superv. Inv., Cheryl Latham, Inv.

1. 8:30 a.m. Pres. Pasedis called meeting to order.
2. 8:35 a.m. Review / Adoption of Board Minutes - Tabled
3. 8:40 a.m. Licensing: Pharmacy/Wholesale Distributor

New Pharmacy/Pharmacy Department

Wal-Mart Pharmacy 1906 proposed: 42 Fairhaven Commons Way,  
Fairhaven 02719

CVS/pharmacy 789 proposed: 136 Ashley Blvd. New Bedford 02746

CVS/pharmacy 2500 proposed: 1069 Broadway, Saugus 01906

Walgreens 11499 proposed: 160 Main St., No. Reading 01864

Change of Manager

Cambridge Health Alliance, Cambridge (Pharmacy Reg. No. 3051)

CVS/pharmacy 672, Malden (Pharmacy Reg. No. 24964)

CVS/pharmacy 1848, Belmont (Pharmacy Reg. No. 3374)

CVS/pharmacy 1259, Boston (Pharmacy Reg. No. 1974)

CVS/pharmacy 1071, Brookline (Pharmacy Reg. No.3044)

CVS/pharmacy 1021, South Dennis (Pharmacy Reg. No.1543)

CVS/pharmacy 1253, Mashpee (Pharmacy Reg. No.1961)

CVS/pharmacy 1850, Sandwich (Pharmacy Reg. No.2089)

Rite-Aid 10067, Pittsfield (Pharmacy Reg. No. 2552)

Stop & Shop Pharmacy 22, South Yarmouth (Pharmacy Reg. No. 02664)

Walgreens Pharmacy 9233, Shrewsbury (Pharmacy Reg. No. 3407)

Walgreens Pharmacy 7704, Greenfield (Pharmacy Reg. No.3413)

Walgreens Pharmacy 10802, Fall River (Pharmacy Reg. No.3558)

Wal-Mart 10 2012, North Oxford (Pharmacy Reg. No. 2749)

Wal-Mart 10 2640, Salem (Pharmacy Reg. No. 2813)

Margolis Pharmacy, Inc., Chelsea (Pharmacy Reg. No, 2974)

Renovation/Expansion

Bio-Script, Boston (Pharmacy Reg. No. 2944)

Relocation

CVS/pharmacy 799, 500 Kings Highway, New Bedford 02745 TO

786 Ashley Blvd., New Bedford 02745

CVS/pharmacy 704, 19 Blake Street, Northboro 01532 TO 14-24 Main St., Northboro 01532

Motion/Walczyk to approve all above applications, subject to compliant inspections. Second/Pasedis. All in favor.

Tocco recused from all above CVS applications.

4. 8:50 a.m. Updates - Dir. Coffey

- NABP Survey of Pharmacy Law (2008) completed by staff

- MPJE New Questions for MA BOP completed by staff

- DEA Notice of Public Rulemaking Re E-Rx

✓ 6/27/08 published in federal register

✓ 9/25/08 public comments due

- September 9<sup>th</sup> BOP meeting: MCPHS, Boston

5. 9:00 a.m. – Report of Office of Investigations

File Review - Samuel J. Penta, R.Ph., Superv./Inv.

Cheryl Latham, R.Ph.Pharm.D., Inv.

1	PH-08-102 DS-08-103	Taken under advisement
2	PH-08-088 DS-08-105	Advisory Letter Advisory Letter

6. 9:30 a.m. – Pharmacist Applicant Conference

John J. McCarrick (2008 Pharm.D.) – first time pharmacist applicant

Present: John McCarrick, Tim McCarthy, SARP Coordinator

Motion/Tocco complete NAPLEX and MPJE. Second/Accetta. All in favor.

7. 10:00 a.m. – Investigative Conference

Matter of Renee J. Jaime (Pharmacist No. 27105) - Docket No. PH-08-072

Complaint alleged unlicensed practice (prior to licensure as MA pharmacist - March 28 - August 3, 2007 while employed at North Shore Pharmacy (Pharmacy Reg. No. 3458)

Present: Renee Jamie

CEs: compliant

Motion/Tocco to take matter under advisement. Second/Cayer. All in favor.  
Motion/Cayer issue Advisory Letter, complete 5 live CE. Second/Walczyk.

In favor: Pasedis, Cayer, Fabiszewski, Accetta, Barron, Walczyk  
Abstain: Tocco. Motion passed.

Related matter: Motion/Cayer to approve pending Change of Manager application filed by North Shore Pharmacy to appoint Marc Dulac as Manager of Record. Second/Tocco. All in favor.

8. 10:30 a.m. Report of Office of General Counsel  
Pending legal matters - Susan Manning, Board Counsel

In the Matter of Trevor Robinson (Pharmacy Technician Reg. No. 3101) –  
Docket No. PH-PT-08-079. Review and discussion of *Proposed Final Decision and Order by Default*.

Motion/Pasedis to adopt *Proposed Final Decision and Order by Default* and  
revoke Pharmacy Technician Reg. No. 3101. Second/Walczyk.

In favor: Pasedis, Cayer, Fabiszewski, Accetta, Barron, Walczyk.  
Tocco – recused (exited conference room)

In the Matter of Ryan M. Didas – Pharmacy Technician Applicant.  
Review of MPRS assessment. Motion/Tocco to approve application  
provided applicant submits documentation of compliance with court order.  
Second/Walczyk. All in favor.

9. 11:00 a.m. – Conflict of Interest  
Jean Pontikas - Dir., Division of Health Professions Licensure

Dir. Jean Pontikas addressed Board members regarding board member  
conduct and conflict of Interest issues. Board members should contact  
DPH First Deputy General Counsel Susan Stein and State Ethics  
Commission for guidance in these areas. Board members should contact  
the Director directly with any particular matter or question and she will direct  
or respond accordingly. Susan Stein will also be appearing at the August  
Board meeting to review the conflict of interest statutes.

10. 11:15 a.m. Prescription Monitoring Program Update  
Grant Carrow, Ph.D., Dep. Dir., Bureau of Health Care Safety and  
Quality, DPH and Adele Audet, R.Ph., Asst. Dir., Drug Control Program,  
provided an update regarding proposed amendments to Prescription  
Monitoring Program regulation revisions (105 CMR 700.000 and 701.000).
11. 11:45 a.m. Proposed Staff Action Policy: Termination of Probation -  
Karen Fishman, Probation Monitor

Karen Fishman reviewed proposed Staff Action policy with Board to enable  
designated Board staff to terminate probation for who have successfully  
completed all probation terms, with report to Board of probation termination  
actions.

Motion/Walczyk to approve Staff Action Policy as described, with quarterly  
reports of cases to be provided to Board. Second/Pasedis. All in favor.

12. 12:30 p.m. – Lunch

13. 1:30 p.m. Patient Safety Initiatives – Discussion

Dir. James Coffey, R.Ph. and Leo McKenna, R.Ph., Pharm.D., Quality Assurance Coordinator, presented a preliminary overview of Patient Safety Initiatives for Board consideration. Board discussion followed.

14. New Business

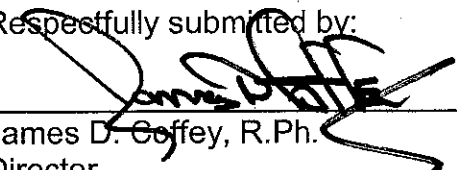
- a) Jacqueline M. Blount - Pharmacy Technician Applicant.  
Motion/Cayer to approve application. Second/Walczyk. All in favor.
- b) Robert Harold McGanty - Pharmacy Technician Applicant.  
Motion/Cayer to approve application. Second/Accetta. All in favor.
- c) Melissa S. McHugh - Pharmacy Technician Applicant.  
Motion/Walczyk to approve application. Second/Accetta. All in favor.  
Cayer and Tocco recused (exit conference room)
- d) Michael John Colvin - Pharmacist Applicant.  
Second/Pasedis to approve application. Second/Cayer. All in favor.
- e) In the matter of Complaint Docket No. PH-07-055 / Patrycia K. Gieraltowski (Pharmacy Technician Reg. No. 7301 and Pharmacy Intern Reg. No. 42070) – Petition for termination of Probation.  
Motion/Cayer to terminate probation. Second/Walczyk. All in favor.  
Tocco - Abstain
- f) Kevin DeRosier - Request for advisory opinion regarding pharmacist licensure conditions.  
Motion/Pasedis complete 1500 internship hours, NAPLEX and MPJE.  
All in favor.

Old Business

- a) Louise Deluca-Carter, R.Ph., MBA, J.D., Pharmacist Registration No. 19582 / Exp. 12/31/2000): Request for Reinstatement.  
Board affirmed 1000 internship hours, NAPLEX and MPJE, back Fees required.

15. 3:30 p.m. – Motion/Pasedis to adjourn meeting. Second/Cayer. All in favor.

Respectfully submitted by:

  
James D. Coffey, R.Ph.  
Director

Date: 

Reviewed by counsel: October 3, 2008  
Draft approved: October 3, 2008  
Board approved: October 21, 2008